

Gale Kills One, Injures Score in City

Many Buildings Blown
Down, Others Unroofed
by High Wind Accompanied
by Drop in Mercury

Child Buried in Theater's Collapse

Staten Island Suffers
Heavy Damage; Light-
ning Service Crippled

A terrific gale that swept over
greater New York and northern New
Jersey yesterday afternoon caused the
collapse of numerous buildings, un-
roofed many others, mowed down hun-
dreds of trees, ripped huge signs from
their fastenings and demolished scores
of chimneys. A child was buried be-
neath the debris and killed when an un-
occupied motion picture theater in
Brooklyn collapsed. A score of persons
in Manhattan and Brooklyn were in-
jured, several seriously.

The high wind, accompanied by a
sharp drop in temperature, showed that
winter still had a kick left. Staten
Island and Plainfield, N. J., were par-
ticularly hard hit. At Staten Island
the storm was pronounced the worst
in twenty-five years, all sections of
the island being damaged. The gale tore
through the business section of Plain-
field and was described by residents
there as an old-fashioned Kansas
cyclone.

Unoccupied Theater Collapses

Calabria Lecci, six years old, of 6804
West Utrecht Avenue, Brooklyn, was
killed in the collapse of the Brooklyn
film theater. This theater, known as
the New Strand, had been unoccupied
for some time. The Lecci girl, with
several other children, had been seen
playing in front of the building a short
time before the cave-in. Her body was
recovered by firemen from Hook and
Ladder Company 140. It had been
found beneath a heavy beam. Her
body lay on the floor.

The roof of the theater was torn off
when the gale was at its height. The
supports of the structure were loosened
and the collapse followed.

Valeria Meni, thirteen years old,
of 250 Thirtieth Street, Brooklyn,
was knocked down and injured while
passing Public School 136, at Fortieth
Street and Fourth Avenue, Brooklyn.
Part of the iron fence of the school
fell on him. He suffered numerous
cuts and bruises. Winifred Ker-
ney, aged four, suffered a possible
fracture of the shoulder when a flower
pot was blown from a window sill at
10 West Fifty-seventh Street and
struck her on the head.

Baby Blown from Carriage

Peter McDermott, forty-two, of 981
Lexington Avenue, was struck on the
head by a box blown from an upper
story window of the Hotel Buckingham,
at Fifth Street and Fifth Avenue.
Mrs. Anna Lyons, fifty-one, of 5510
Third Avenue, Brooklyn, was thrown
forward by the wind when she was
about to enter her home. She
suffered severe lacerations. Mrs. Louise
Vanderbilt, thirty-seven, of 4918
Fifth Avenue, was injured when a
flower pot was blown from a window
sill and struck her on the head.

Thousand Cases Now Pending

About 1,000 cases of violation of the
Eighteenth Amendment are said to be
pending in the Federal courts of the
city, and this fact was pointed to as
evidence that the enforcement of the
Cullen-Gage enforcement bill would be
clutter-up the dockets of the state
courts in similar fashion, only to a
greater extent, provided every police
man did his duty. The average police-
man is said not to be in sympathy with
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spokesman for the conference, said the
bill would have to be redrawn and
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"Assuming," he said, "that the end
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of which would nullify its purpose."

Chief Magistrate William McAdoo
will be invited to attend the next con-
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for a hearing.

Robbers Cause \$5,000 Damage to Altar and Chancel at Manhasset

Burglars entered Christ Protestant
Episcopal Church in Manhasset, L. I.
Sunday night, it became known
today. The sexton discovered on
Monday morning that the altar and
chancel had been broken open, the
altar cloth and chancel curtain were
blown open, spattering the walls with
gunpowder and driving the
debris of the safe through the roof.

The robbers had jimmed a rear door
to gain entrance and had taken the
altar basin, which is of silver; a silver
communion set, a brass cross, two brass
candelabra and a quart of communion wine.
Altar candles and other damage
and it will cost about \$5,000 to make
repairs.

Burglars also visited the home of
Andrew J. O'nderdonk in Manhasset and
those of the Dr. Charles H. Perry in Port Washington.

Real Liquor Only \$1.15 a Qt.

And U. S. Sells It at Auction
When No One Claims It

CHICAGO, March 28.—Bonded
whisky of the pre-prohibition days
variously sold at a quarter to a half
price to-day, when the government held
an auction sale of a quantity of
liquor seized in a raid and for which
no claimant could be found. A white-
label drug company made the highest

Church Barred to Low Necks and Short Skirts

NORTH ADAMS, Mass., March
28.—Admission to Notre Dame
Catholic Church here is "strictly
forbidden to women and young
girls wearing short skirts, low
necked or transparent garments,
as well as immodest apparel," by
order of the pastor, the Rev. Fr.
C. H. Jeannotte. The above no-
tice, signed by him, was posted in
the vestibule of the church to-day.

City Attorneys Say State Dry Bill Is Useless

County Prosecutors Hold
Conference With Enright;
Decide Limited Personnel
Prevents Enforcement

Will Urge Miller's Veto

Amendments to Simplify
Court Procedure To Be
Asked in Substitute Act

The Mullan-Gage prohibition enforce-
ment bill passed by the State Legisla-
ture last week was declared to be im-
possible to enforce in its present form
at a conference yesterday of repre-
sentatives of the five district attorneys
offices of greater New York, Corpora-
tion Counsel O'Brien and Police Com-
missioner Enright. Following the con-
ference, which was held at the behest
of Commissioner Enright, the Governor
was asked to defer making the bill a
law until the conferees' objections
could be heard.

Although Commissioner Enright re-
fused information as to the action of
the conference, held in his office at
Police Headquarters, district attorneys
or their assistants who attended made
it clear that the Mullan-Gage bill con-
tained so many objectionable features
as virtually to nullify it. Besides Com-
missioner Enright and the Corporation
Counsel, those present were District
Attorneys Wallace, of Kings; Rich-
mond, District Attorney Glenner of
Richmond, District Attorney Hem-
street and Anderson, of Kings; Chief
Assistant District Attorney Barton
and Assistant District Attorney John-
stone, of Manhattan.

Force of Attorneys Too Small

The principal objection to the bill,
which would make every police officer
in the state a full-fledged prohibition
agent, was that the courts and the
district attorneys' offices would be
called upon to perform a work that
would be impossible for them to do
with their present limited personnel
and procedure. First and second of-
ficers would be tried in Special Ses-
sions court and a third offender would
have to be indicted by a grand jury
and tried in General Sessions or the
city criminal court.

The conferees decided that the only
way in which this increase in court
and prosecuting personnel could be ob-
viated would be through an amend-
ment permitting the officers to be
arraigned before a city magistrate and
tried in Special Sessions. Otherwise,
they agreed, the judicial machinery
would be hopelessly clogged, and the
result, so far as enforcement of the
law was concerned, a negative one.

Assistant District Attorney Anderson,
of Kings, and Assistant District At-
torney Glenner, of Richmond, were ap-
pointed at the conference to draw up
the desired amendment and submit it
at another conference, which will be
called by Commissioner Enright for to-
morrow or Thursday.

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18 Men in Easter Togs Swim the Bronx River

All but Two Escape Motorcycle
Police Pursuing Alleged
Craps Shooters

MOUNT VERNON, N. Y., March 28.—
Eighteen men all dressed in their new
Easter clothes took to the water to-
day and swam the Bronx River to
escape three motorcycle policemen who
had raided their craps game. Two,
whose time was a trifle slow, were
caught.

They gave their names as John
Hahner, twenty-six years old, of 229
North High Street, and Nicholas de
Martino, forty-two years old, of 38
North High Street. Hahner pleaded
guilty and was given a suspended sen-
tence. De Martino pleaded not guilty
and was fined \$5 by Judge Appell.

Read the Want Ads

in to-day's
New York Tribune

Page 17
"Better Kind Want Ads"

When answering any of them
say you saw it in The Tribune.

100 Millions Income Suits Won by U. S.

Profits From Sale or
Transfer of Capital As-
sets Are Taxable, the
Supreme Court Decides

Trust Fund Gain Is Also Affected

Three Decisions in Favor
of Government to Clear
Up Tangle in Treasury

WASHINGTON, March 28.—The
government won a sweeping victory to-
day when the Supreme Court ruled
unanimously in three cases that in-
creases in the value of capital assets,
when such increases are realized by
sales or transfer, constitute income
and are taxable as such.

More than \$100,000,000 in taxes col-
lected by the government was in-
volved in the decisions.

The three specific cases in which de-
cisions were rendered, in all of
which the income tax law was held to
be constitutional, affected increases in
value of stocks; corporate bonds,
originally acquired and held for in-
vestment, and assets of a trust fund.

Solicitor General Frierson inter-
preted the opinions as upholding in
every particular the contentions of the
government. He believed elimina-
tion of problems involved would go far
toward relieving the Treasury De-
partment of inconveniences it has
suffered as a result of multi-angled
tax litigation facing it for the last
year.

Tax on Increased Value Upheld

The "key" case selected by the court
for decision was the appeal brought by
the Merchants Loan and Trust Com-
pany, as trustee of the estate of Ar-
thur Ryerson, of Chicago, from de-
cisions of Illinois courts upholding
assessments levied by internal re-
venue officials upon profits realized
through the sale of certain trust
assets. Included in the trust fund
were 9,500 shares of stock in Joseph T.
Ryerson & Co., a Chicago corporation,
which were valued at \$561,000 on March
1, 1913, but which were sold in 1917 for
\$1,280,000. Collection of a tax on the
increase in value between March,
1913, and the date of sale, as income,
was upheld by the court.

The word "income" was defined by
the Supreme Court in a case under the
corporate excise tax of 1909. Jus-
tice Clark said, as "a gain derived
from capital, from labor or from both
combined."

The definition, frequently approved
and cited, was the opinion continued,
"received an addition in the latest in-
come tax decision (Eisner act, Macom-
ber) which is especially significant in
its application to such cases as we
have here. The definition was then re-
read: 'Income may be defined as a
gain derived from capital, from labor
or from both combined, provided it be
understood to include profits gained
through sale or conversion of capital
assets.'"

Realized Gain Taxable

"It is obvious that unless this defi-
nition be modified it rules the case at
bar, and unless the modifying argu-
ments heard in this case we continue
entirely satisfied with that definition.
Since the fund so taxed was the an-
nuity derived from the sale of stock
of 1917, less capital investment of
March 1, 1913, it is palpable that it
was a 'gain or profit,' 'produced by
'or derived from' that investment, and
therefore taxable under the act of 1909.
The opinion which dismissed a con-
tention that the word 'income' as
used in the Sixteenth Amendment did
not include the gain realized by a
single transaction, but only profits
realized by one engaged in buying and
selling as a business."

"It is sufficient to say of this con-
tention," the court ruled, "that no
question is raised as to the validity of
the Civil War income tax acts or in the
income tax act of 1904. The interest-
ing and ingenious argument which is
pressed upon us fails to convince us
that a content the should be adopted
which would in a large measure defeat
the purpose of the amendment."

Investment Capital Included

"Plainly the gain we are considering
was derived from the sale of personal
property, and very certainly the com-
prehensive last clause (in section 2).
Gains or profits and income from any
source whatever,' must also include it,
if the trustee is a taxable person with-
in the meaning of the act."

The report of the sheriff was that
the negroes were planning an attack
on Covington and Monticello. Auto-
mobile parties from Butts and Jasper
counties, loaded down with armed men,
hurried to the scene. On their arrival
at Waters Bridge, over the Allegheny
River, which was the burial ground for
three negroes, it was reported that
the negroes were headed toward Cov-
ington. On reaching that city the
armed parties were met by Newton

No More Arrests

No further arrests had been made
in the case late to-night and none is
anticipated, at least until after to-
morrow's conference.

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Turks Plan to Make Men of 25 Marry

CONSTANTINOPLE, March
28.—Alarmed at the growing de-
population of Turkey, the Turkish
Nationalist Parliament at Angora
is considering a bill to compel all
men twenty-five years old or more
to marry unless prevented by rea-
sons of health.

Bachelors above that age will
be heavily taxed, while married
men will enjoy privileges in taxa-
tion and military service.

Provost Marshal and Par- ty Restore Order in Few Minutes When Riot Breaks in U. S. Area

COBLENZ, March 28 (By The As-
sociated Press).—A Communist uprising
occurred this morning in the American
bridgehead area, at Montabaur, six
miles northeast of Ehrenbreitstein. A
riot call was answered by the provost
marshal, and American military police
were dispatched to Montabaur to re-
store order.

Communist Threat to Blow Up Plants Halts Police Attack at Leuna

It took the twenty men of the
American military police only a few
minutes after their arrival at Monta-
baur to put down the disorders. They
arrested the leader and confiscated a
quantity of Communist literature. No
further trouble is expected.

From The Tribune's Washington Bureau

WASHINGTON, March 28.—The
American Army of Occupation on the
Rhine has complete authority to pre-
serve order in its area and is author-
ized to put down any disturbance
among the natives there, it was said
to-day at the War Department.

Orders to Army Elastic

The Army of Occupation in Germany
was primarily authorized to meet any
military opposition that might develop
among the German people, but the
armistice terms are susceptible to the
interpretation that the preservation of
order is a function of all the Allied
troops in the areas under occupation.

General Allen, it is expected, will make a detailed report by mail to the War Department of the part played by United States troops in restoring order in the districts where rioting occurred.

HALLE, Germany, March 28 (By The Associated Press).—Eisenstein is quiet and the town is under control of the police. The authorities have pressed the revolt. The only fighting has been near Sangerhausen, where a workmen's armored train was held up and the police, who were sent to at- tack them, were killed or wounded.

The workmen still have the upper hand at the nitrate works in Leuna, the police allowing no one to at- tack them for fear that the workers will carry out their threat to blow up the big factories.

At Halle to-night was cut off virtually from the outside world, this is due to a postponement of the Communist plans, which provided for the capture of the surrounding towns first. The workmen, however, marched into Halle and gain control of the strategic industrial center of the whole province. The police are not yet ready to attack the Communist movement which has failed, and are still nervous over the outlook. But conditions are such that it is generally believed the police are in a position to enforce the law.

Halle Nearly Isolated

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